

AN ORDINANCE BY



COUNCILMEMBER HOWARD SHOOK

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF THE CITY OF ATLANTA, GEORGIA, CHAPTER 10, ARTICLE II, DIVISION 2, SECTION 10-94(a), TO EXEMPT CERTAIN PROPERTIES FROM THE DISTANCE REQUIREMENTS OF 10-88 FOR SALE OF ALCOHOLIC BEVERAGES FOR CONSUMPTION ON THE PREMISES; AND FOR OTHER PURPOSES.**

**WHEREAS**, Chapter 10 of the Code of Ordinances City of Atlanta, Georgia, regulates the issuances of licenses for the consumption of alcoholic beverages on the premises; and

**WHEREAS**, there is proposed a mixed-use development in the Buckhead Village that will consists of residential, commercial and entertainment areas that will be primarily travelled by pedestrian traffic; and

**WHEREAS**, the current distance regulations would restrict the potential effectiveness of the pedestrian oriented development associated with this project; and

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA** hereby ordains as follows:

**Section 1:** That Chapter 10, Article II, Division 2, Section 10-94(a) of the Code of Ordinances of the City of Atlanta is hereby amended by adding new paragraphs (7) (8) (9) and (10) to read as follows:

(7) Beginning at the intersection of Peachtree Road NE and East Paces Ferry Road; running thence in a northerly and easterly direction along Peachtree Road NE to its intersection with Grandview Avenue; running thence southerly along Grandview Avenue to its intersection with Pharr Road; running thence westerly along Pharr Road to its intersection with Peachtree Road NE; running thence northerly along Peachtree Road NE to its intersection with East Paces Ferry Road, the point of beginning.

(8) Any property with frontage along the western side of Peachtree Road NE located between its intersection with East Paces Ferry Road to the north and its intersection with Pharr Road to the south.

(9) Any property with frontage along the southern side of Pharr Road located between its intersection with Peachtree Road NE to the west and its intersection Grandview Avenue to the east.

(10) Any property located in or on any of the following lots:

- (i) The first four (4) lots to the west of the intersection of Peachtree Road NE and Pharr Road that have frontage along the southern side of Pharr Road.
- (ii) The first two (2) lots to the west of the intersection of Peachtree Road NE and Pharr Road that have frontage along the northern side of Pharr Road.
- (iii) The first two (2) lots to the south of the intersection of Peachtree Road NE and Pharr Road that have frontage along the western side of Peachtree Road NE.

**Section 2:** All ordinances or parts of ordinances in conflict herewith are hereby repealed.